

POSTED: October 7, 2010

REGULAR MEETING of the Burrillville Town Council to be held Wednesday, October 13, 2010 at 7:00 P.M. in the Town Building, 105 Harrisville Main St., Harrisville, for and within the Town of Burrillville.

PRESENT: Council President Nancy F. Binns, Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

MEMBERS ABSENT:

1. Pledge of Allegiance

2. That the question of accepting the minutes of the regular meetings held June 23, 2010, September 8, 2010 and September 22, 2010; and the special meeting of September 17, 2010; and the question of dispensing with the reading of said minutes be now taken up.

3. Public Comment

4. General Good and Welfare of the Town of Burrillville

5. Petitions:

10-231 Petition of Paula Duquette by her Attorney Charles J. Vucci, Esq., regarding a claim associated with a slip and fall accident in the parking lot located at 5 Ashton Court in Harrisville on or about August 30, 2010.

6. Special Business:

10-232 Application from St. Joseph Roman Catholic Church for a Class F (One Day) Liquor License to apply on October 16, 2010 on property owned by St. Joseph Roman Catholic Church (Assessor's Map 174 Lot 131).

10-233 Proclamation recognizing Finance Director John P. Mainville, Treasurer Mark A. Adams, and the staff of the Finance Department for the Certificate of Achievement for Excellence in Financial Reporting, FY2009.

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7. Public Hearings:

I. Application for transfer to sell beverages under Title 3, Chapter 5 of the General Laws of Rhode Island 1956, and amendments thereto, has been made as follows: FROM: Sweet Tomato Pizza & Grill, LLC in building owned by Valliere Realty Assoc., LLC, for premises located at 68 No Main St., Pascoag (Map 158, Lot 072).TO: Sweet Tomato Pizza, LLC, in building owned by Valliere Realty Assoc., LLC, for premises located at 68 No Main St., Pascoag (Map 158, Lot 072); and

NOTES:

Notice of the Public Hearing was duly advertised in the Legal Section of the Woonsocket Call on September 29 and October 6, 2010.

Notice was sent to all abutting property owners by certified mail, as required by law.

Issuance of licenses is subject to:

(1) obtaining a Certificate of Good Standing from the State Division of Taxation prior to the date of said transfer, and

(2) payment of taxes owed to the Town of Burrillville, and

(3) establishment being in compliance with all state and local building

and fire codes.

(4) receipt of copy of certification from the Rhode Island Department of Health.

(5) proof of Alcohol Server Training.

(6) certificate of insurance in compliance with §8-28 of the Ordinances of the Town of Burrillville.

A. Comments/Input/Recommendations by the Administration (Town Solicitor, Town Manager, Administrative Staff)

B. The hearing of all interested parties in regard to the granting of this license. Note: Persons who wish to address the Town Council shall state their name and address.

(1) Proponents:

(2) Opponents:

C. Closure: That the closure of the public hearing be now taken up

D. Town Council Members Comments/Input/Deliberation

**E. Consider and take action on the application for transfer to sell beverages under Title 3, Chapter 5 of the General Laws of Rhode Island 1956, and amendments thereto, has been made as follows:
FROM: Sweet Tomato Pizza & Grill, LLC in building owned by Valliere Realty Assoc., LLC, for premises located at 68 No Main St., Pascoag (Map 158, Lot 072).TO: Sweet Tomato Pizza, LLC, in building owned by Valliere Realty Assoc., LLC, for premises located at 68 No Main St., Pascoag (Map 158, Lot 072).**

F. Consider and take action on the application for new victualing license from Sweet Tomato Pizza, LLC for premises located at 68 North Main Street, Pascoag (Assessor's Map 158, Lot No. 72) in building owned by Valliere Realty Associates, LLC.

G. MOTION to adjourn the public hearing

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8. Unfinished Business to be considered and acted on:

10-171 MOTION that the Burrillville Town Council hereby adopt by resolution REV2: 9-8-2010 of the rules and regulations for implementation of the recycling ordinance, as prepared by the director of public works, in accordance with Sec. 22-36 of the ordinances of the Town of Burrillville.

10-214 Presentation by Nicole Trotta, Clean Water Action, regarding potential legislation relative to manufacturers of waste, as requested by Councilor Kevin D. Heitke; and consider and act on adopting a resolution related to Extended Producer Responsibility.

9. New Business to be considered and acted on:

10-234 Jesse M. Smith Memorial Library Annual Report to the Town, FY2010: July 2009 – June 2010.

10-235 MOTION to refer to the Screening Subcommittee the application of Judy Aubin for appointment as an alternate member of the Budget Board.

10-236 Correspondence from Councilor Norman C. Mainville, Chair, Screening Subcommittee, regarding the Subcommittee's recommendations to:

a) appoint of Pauline Sionni as an alternate to the Budget Board for a one-year term to expire June 30, 2011; and

b) appoint Dov Pick to the Planning Board to fill an unexpired three-year term to expire March 31, 2011.

10-237 Set a date for a Public Hearing regarding the proposed changes to the Home Rule Charter which are to appear on the November 2010 ballot.

10. Town Clerk/Communication to be considered and acted on:

10-238 Correspondence from Donald L. Carcieri, Governor, relative to the awarding of a grant in the amount of \$85,250 from the Rhode Island Community Development Block Grant (CDBG) Program.

10-239 Correspondence from Bernard K. Melekian, Director, U.S. Department of Justice, relative to the awarding of a grant in the amount of \$100,000 under the COPS Technology Program.

10-240 Copy of correspondence from Robyn H. Golden,

Administrator, Rhode Island State Labor Relations Board, to Christopher M. Cobleigh, Esq., Senior Business Agent/Attorney, RI Council 94, AFSCME, AFL-CIO, regarding the withdrawal of the Unfair Labor Practice Charge filed as ULP – 5937: Town of Burrillville –and- RI Council 94, AFSCME, AFL-CIO.

10-241 September 14, 2010 Planning Guidance Memo regarding 2010 tolling of zoning board and planning board/commission decision expirations.

11. Additional Business to be considered and acted upon:

10-242 Request for executive session from Timothy F. Kane, Town Solicitor, pursuant to Rhode Island Open Meeting Law [§42-46-5(a)(5)] for discussion and consideration relative to the acquisition of permanent easements over a portion of Assessor's Map 175, Lot 34 and Map 174, Lot 116 for construction and maintenance of sidewalks and pedestrian bridge in relation to the Sayles Avenue sidewalk improvement project.

12. Adjournment